THE

MYSORE GAZETTE.

Vol. XXXII.] Published by Authority. [No. 50.

BANGALORE, THURSDAY, DECEMBER 16, 1897.

PART II.

NOTIFICATIONS BY GOVT. OF INDIA, RESIDENT, CHIEF COURT, &c.

FINANCIAL DEPARTMENT.

Circular No. 1890, *dated 7th December* 1897.

The Comptroller has the honor to state that that portion of this office Circular No. 1882--670, dated 4th September 1897, regarding certificates of insurance which relates to Gazetted Officers, *i. e.*, Officers authorized to draw their pay on Form No. 101, is hereby cancelled.

2. Audit instructions issued from this office authorizing Officers of this class to draw their pay or increase of pay for the first time will, in future, contain necessary provision for these certificates.

SPECIAL AUDIT DEPARTMENT.

Circular No. 1891—1294, *dated 8th December* 1897.

To—The Deputy Commissioners of Districts, Treasury Department.

The Government in their Proceedings No. 4001-10--Fl. 393, dated 3rd November last, having ordered that Agricultural Banks should be allowed to keep current accounts with the Treasuries, the Comptroller has the honor to request that monies paid back by Agricultural Banks into the Treasury should be credited directly to the Loan Accounts of the Banks concerned in the same manner as monies paid to the Banks are debited to their Loan Accounts. Interest will be calculated and charged only on the actual daily balances.

2. It is requested that clear instructions to this effect may be sent to all the sub-treasuries in their districts.

E. R. SUBRAYER, *Comptroller.*

FOREST DEPARTMENT.

SANDALWOOD AUCTION SALES.

Notification, dated 6th September 1897.

It is hereby notified for general information that the annual auction sales of sandalwood, the produce of Mysore, will be held in the undermentioned places, on the dates specified against each, by the Deputy Commissioner and the Forest Officer of the respective districts :—

District.	*Name of the Koti.*	*Date of auction sale.*
Shimoga ..	.. Tirthahalli ..	.. 17th November 1897.
Do ..	.. Sagar ..	.. 22nd do
Do ..	.. Shimoga ..	.. 26th do
Kadur ..	.. Chikmagalur ..	.. 1st December 1897.
Hassan ..	.. Hassan ..	.. 6th do
Bangalore ..	.. Bangalore ..	.. 10th do
Mysore ..	.. Seringapatam ..	.. 14th do
Do ..	.. Hunsur ..	.. 17th do

2. The public are informed that sandalwood has this year been assorted or classified under two different systems :—

(i) The old system of classification in the kotis of Shimoga, Sagar, Chikmagalur, Hassan and Bangalore.

(ii) The new system of classification in the kotis of Seringapatam, Hunsur and Tirthahalli.

3. Standard English weights (Avoirdupois-38⅔ tolas) will be adopted in all the kotis as intimated in Notification, dated the 15th September 1896. Purchasers are requested to take early delivery of the wood and arrange with the District Forest Officer concerned and amongst themselves as to dates so as to obviate delay and clashing.

4. Attention is also drawn to the rules for the import of sandal into Her Majesty's Territories, non-compliance with which will render those concerned liable to severe penalties.

The following Statement exhibits the Approximate Quantities of various classes of Sandalwood which will be offered for sale at each Koti.

Sandalwood classified under the old system.													Sandalwood classified under the new system.						
Description.	Shimoga.		Sagar.		Chikmagalur.		Hassan.		Bangalore. Govt. wood.		Bangalore. C. & M. Station wood.		Description.	Seringapatam.		Hunsur.		Tirthahalli.	
	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.		T.	cwt.	T.	cwt.	T.	cwt.
First class	...	10	...	18	...	3	...	5	1	1	...	...	First class billets (vilayet budh)	1	...	3	14	...	5
Second do	1	...	2	5	...	11	...	10	1	1	..	..	Second do (China budh)	26	...	25	10	6	...
Third do	15	...	14	15	2	13	2	15	1	15	...	15							
Fourth do	28	...	26	10	54	4	50	...	20	...	10	...	Third do (Panjam)	6	5	3	10	12	...
Fifth do	40	...	18	10	12	16	10	...	5	...	5	...	First class ghotla (billets of short length)	3	10	2	...	3	...
Billets of short length	..	...	..	...	...	...	7	...	...	11	...	5							
Roots	...	..	...	...	...	...	30	...	...	...	..	..	Second do (do)	2	10	1	...	...	15
Roots (large)	90	...	35	...	...	...	...	...	38	...	10	...	First class roots	21	10	9	...	10	...
Do (small)	3	...	4	5	...	...	...	...	2	..	...	10							
Do (branch and side)	...	...	..	...	1	10	...	...	1	..	...	10	Second do	11	5	9	...	8	...
Do (yellow)	..	...	..	...	2	3	..	...	...	...	...	..	Third do	15	5	21	8	6	...
Do (red)	...	...	..	..	23	16	...	...	...	...	...	...							
Jajpokal (large)	142	...	80	15	47	12	50	...	20	...	7	...	First class jajpokal (Ghat badla)	35	..	68	...	10	...
Do (small)									6	...	..	5	Second do (do)	45	5	45	...	45	...
Bagaradad (large)	10	...	10	...	...	...	...	..	..	...	...	...	Third do (Ain bagar)	68	10	13	...	6	...
Do (small)	6	...	3	..	9	4	12	...	6	...	2	...							
Ain or cheg bagar	...	...	...	...	3	9	7	...	2	10	..	15	Bagaradad	4	...	1	4	5	...
Ain chilta	13	...	10	15	10	6	...	...	2	5	...	15	Cheria or large chilta	2	5	2	10	4	13
Do (large)	..	...	...	...	...	...	3	...	...	...	...	...	Ain chilta	10	...	21	...	16	...
Do (small)	...	...	...	...	..	...	8	...	...	..	...	...							
Ketne ain chilta	...	...	...	...	...	...	...	...	4	...	1	...	Hatri chilta	1	10	1	...	2	...
Powder	1	10	..	7	...	16	1	5	...	2	...	2	Saw dust or powder	1	5	1	8	..	7
Koita chilta	6	...	3	10	5	1	2	5	...	...	...	...	Milwa chilta	38	...	30	...	8	...
Hatri chilta	...	..	...	...	..	...	...	...	1	15	...	10							
Milwa chilta	15	...	9	...	20	2	25	...	11	5	5	3	Basola bukni	7	..	2	...	7	...
Cheg milwa bagar	...	...	...	...	...	...	10	...	...	...	...	...	Previous year's roots	...	...	114	..	...	...
Basola bukni	4	..	5	10	5	14	6	...	...	15	..	10	Special class	...	...	...	6	...	...
Total	375	...	225	...	200	...	225	...	125	...	45	...	Total	300	...	375	...	150	...

The following Statement exhibits the Approximate Quantities of various classes of Sandalwood which will be offered for sale at each Koti.

Sandalwood classified under the old system.													Sandalwood classified under the new system.						
Description.	Shimoga.		Sagar.		Chikmagalur.		Hassan.		Bangalore. Govt. wood.		Bangalore. C. & M. Station wood.		Description.	Seringapatam.		Hansur.		Tirthahalli.	
	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.	T.	cwt.		T.	cwt.	T.	cwt.	T.	cwt.
lass	...	10	...	18	...	3	...	5	1	1	...	...	First class billets (vilayet budh) ...	1	...	3	14	...	5
do	1	...	2	5	...	11	...	10	1	1	..	..	Second do (China budh)	26	...	25	10	6	...
do	15	...	14	15	2	13	2	15	1	15	...	15							
h do	28	...	26	10	54	4	50	...	20	...	10	...	Third do (Panjam)	6	5	3	10	12	...
do	40	...	18	10	12	16	10	...	5	...	5	...	First class ghotla (billets of short length) ...	3	10	2	...	3	...
ts of short length	..	...	..	...	...	...	7	...	...	11	...	5							
s	...	..	...	...	...	...	30	...	...	...	..	..	Second do (do) ...	2	10	1	...	...	15
s (large)	90	...	35	...	...	...	...	...	38	...	10	...	First class roots	21	10	9	...	10	...
(small)	3	...	4	5	...	...	...	...	2	..	...	10							
(branch and side) ...	...	...	..	...	1	10	...	...	1	..	...	10	Second do	11	5	9	...	8	...
(yellow)	..	...	..	...	2	3	..	...	...	...	...	..	Third do	15	5	21	8	6	...
(red)	...	...	..	..	23	16	...	...	...	...	...	...							
ajpokal (large)	142	...	80	15	47	12	50	...	20	...	7	...	First class jajpokal (Ghat badla) ...	35	..	68	...	10	...
Do (small)									6	...	..	5	Second do (do) ..	45	5	45	...	45	...
Bagaradad (large)	10	...	10	...	...	...	...	..	..	...	...	...	Third do (Ain bagar) ...	68	10	13	...	6	...
Do (small)	6	...	3	..	9	4	12	...	6	...	2	...							
Ain or cheg bagar	...	...	...	...	3	9	7	...	2	10	..	15	Bagaradad	4	..	1	4	5	...
Ain chilta	13	...	10	15	10	6	..	...	2	5	...	15	Cheria or large chilta	2	5	2	10	4	13
Do (large)	..	...	...	...	...	...	3	...	...	...	...	...	Ain chilta	10	...	21	...	16	...
Do (small)	...	...	...	...	..	...	8	...	...	..	...	..							
Ketne ain chilta	...	...	...	...	..	...	...	..	4	...	1	...	Hatri chilta	1	10	1	..	2	...
Powder	1	10	..	7	...	16	1	5	...	2	...	2	Saw dust or powder	1	5	1	8	..	7
Koita chilta	6	...	3	10	5	1	2	5	...	...	...	...	Milwa chilta	38	...	30	...	8	...
Hatri chilta	...	..	...	...	..	...	...	...	1	15	...	10							
Milwa chilta	15	...	9	...	20	2	25	...	11	5	5	3	Basola bukni	7	..	2	...	7	...
	...	...	...	...	...	...	10	...	...	...	...	...	Previous year's roots	...	...	114	..	...	...
	4	..	5	10	5	14	6	...	...	15	...	10	Special class	...	...	...	6	...	...
			225	...	200	...	225	...	125	...	45	...	Total ...	300	...	375	...	150	...

5. *Terms of sale*—The following revised rules for the sale of sandalwood by public auction in Mysore approved by Government are published in *extenso* for information :—

I.—Procedure.

1. Every auction sale shall be held by a Forest Officer in conjunction with the Deputy Commissioner of the District, or other Officer deputed by the Deputy Commissioner.

2. Subject to minimum prices to be fixed by the Conservator of Forests on behalf of Government, the highest bidder shall be the purchaser. Should the sale of any lot be disputed, it shall be again put up and re-sold.

3. Each purchaser shall, immediately after a lot has been knocked down to him, sign his name, opposite the number and specification of the lot bought by him, in a book provided for the purpose. Such signature shall be held as an admission on his part of having bought such lot. The lot thus sold shall remain intact till weighment by the Forest Officer under para 6 of these rules.

II.—Payments how to be made.

4. Immediately after the sale, each purchaser will be furnished with a memo showing the total amount due by him and with a letter of advice to pay immediately 25 per cent of such amount as deposit into the Taluk Treasury at the place, or if there is no such treasury, to pay the same into the nearest Taluk Treasury before the close of the third day from the date of sale. A receipt for the deposit money will be granted by the Treasury Officer and must be presented to the District Forest Officer before the close of the fifth day. The Forest Officer will initial the receipt and enter on its face the date of presentation. Should any purchaser fail to comply with this regulation, the Forest Officer shall be at liberty to re-sell forthwith all or any portion of the sandalwood purchased by such defaulter who shall bear any loss, but shall not participate in any profit that may arise. The amount due by such defaulter shall be recovered as a revenue demand. To meet the convenience of intending large and recognized purchasers, deposits in advance will be received from them in currency notes sent by post duly registered to the address of the "Officer in charge of the State Huzur Treasury, Bangalore," or by remittances through the Madras Bank in favor of that Officer or cash paid into that Treasury. Such deposits do not bind the Forest Department to sell the wood to the depositors or to show them any indulgence which is not shown to others or to exempt them from their liability to these rules. The Officer in charge of the Huzur Treasury shall give intimation to the Conservator of Forests of all receipts of deposits the same day they are credited at the Treasury, for communication to the Forest Officers concerned, and adjust such deposits as instructed by the Conservator of Forests. Unutilized deposits shall be returned to the party concerned on the certificate of the Conservator of Forests.

5. The whole quantity purchased by each merchant must be paid for within ninety days from the date of sale, failing which the deposit money already paid shall be forfeited to Government and not treated as part payment unless the Conservator of Forests in his discretion grants an extension of time, and the amount is paid within the time so granted. In case of default the wood shall be re-sold at the risk of the first purchaser who shall be liable for any loss, but not participate in any profit. The sandalwood not paid for shall be re-sold. Moneys due may be paid into the treasury of the taluk in which the koti is situated, or into the District Treasury, but into no other, except in cases where the purchasers are permitted to pay into any other Government Treasury. Depositors under the above para may pay into the Huzur Treasury the balance due for their sandalwood purchases at each koti, and the receipt granted by the Huzur Treasury on that account shall be regarded by the Officer selling as payment. The Huzur Treasury Officer shall give intimation of all such payments to the Conservator of Forests for communication to Forest Officers concerned.

III.—Weighing out and Delivery of wood.

6. The District Forest Officer or, in his absence, any other officer deputed by the Deputy Commissioner, shall personally weigh out the whole quantity of wood bought by each purchaser, and this weighing out of the wood sold in each koti must be completed within ninety days from the date of sale. When weighing, should any surplus be found in any lot, it shall be taken out, and should any deficiency occur, the officer weighing will make up the full tale of wood, stamp every piece that can be stamped and take such precautions as shall preclude the lots being tampered with before final removal.

The full tale of wood having been thus once made up, all loss which may afterwards arise from driage or other causes shall be borne entirely by the purchaser, who shall be warned to attend at the weighing out of his lots. Should he not appear in person or by duly constituted agent, within the ninety days above referred to, the Forest Officer or the officer deputed for weighing, shall weigh out, stamp and seal the lots at his own convenience, and no complaint afterwards made by the purchaser will be attended to. The expenditure incurred in weighing out wood will be borne by the Government, but all expenses necessary for the final removal of the wood from the koti shall be borne by the purchaser. Nothing in the above shall be held to prevent a Forest Officer from weighing out wood to any purchaser who wants early delivery upon full payment of the amount due thereon.

IV.—Koti Rent.

8. Wood weighed out, stamped and paid for under the preceding sections may be removed at any time within ninety days from date of sale without payment of koti rent. Such wood, if left in the kotis for more than ninety days from date of sale, shall be charged with koti rent at the rate of 4 annas per khandi or 1 rupee per ton per mensem from date of sale for superior sorts, and 2 annas per khandi or 8 annas per ton for inferior sorts, such as milva, chilta and white chips. If the wood be not removed within six months from date of sale, the same shall, after ten days' notice to the purchaser, and due publication, be sold by public auction for the recovery of rent and costs, subject to full payment at once and immediate removal, and the balance of sale proceeds, if any, shall be paid to the original purchaser. If, before the date fixed for such auction sale such sale is concluded, the original purchaser tenders the rent due and all costs he shall be allowed to remove his wood and the auction will not be held. The Conservator of Forests may remit any portion of rent not exceeding three months' rent in any case on sufficient grounds being shown.

V.—Licenses to remove.

9. No wood can be removed from the koti till a "License to remove sandalwood," signed by the Forest Officer in charge shall have been obtained, and all holders of such licenses shall be bound to abide by the conditions laid down in such licenses. Any trader or other person infringing the terms of his license, or not returning his license on the expiration of the time allowed, shall be liable to be dealt with under the conditions prescribed in Section 40 of the Mysore Forest Rules. All time-expired licenses shall be considered as null and void, and extension of time shall not be granted, except on the ground of special and cogent reasons, and under the Deputy Commissioner's orders.

VI.—General.

10. In conformity with standing rules, no sandalwood can be sold by private individuals within the Mysore Territories, or be moved from place to place without a license to be granted by the Forest Officer in charge of the Range.

11. The Forest Officer in charge shall be at liberty, with the concurrence of the Deputy Commissioner or the officer deputed by the Deputy Commissioner, if such be present, and failing their presence, on his own responsibility, to stop the sale at any time without giving any reason to the intending purchasers.

Notification, dated, Camp Chinkurli, 6th November 1897.

Referring to sandalwood auction sales notified in Notification of 6th September last, the public are hereby informed that lots left unsold in one district will not be exposed to auction subsequently in another district as on former occasions.

I. CAMPBELL WALKER, COL.,
Conservator of Forests in Mysore.

The 18th November 1897.

LEASE OF BAMBOO BLOCK IN KAKANKOTE FOREST.

Notice is hereby given that subject to the following conditions the right, for the period from 16th December 1897 to 30th June 1898, to cut and remove bamboos from the undermentioned block, the boundaries of which are as given in the appended schedule, in the Kakankote State Forest of the Kakankote Range, will be sold by public auction before the Heggaddevenkote Taluk Cutcherry by the Kakankote Range Officer on the 15th December 1897.

2. The highest bidder shall be required to deposit, as security, with the Range Officer, on the date of sale, twenty per cent of the sale amount as a guarantee for the due fulfilment of the conditions, and the contractor may deduct the amount when he pays up the first instalment. Should the highest bidder fail to pay the deposit amount, the Range Officer shall be at liberty to re-sell the right purchased by the defaulter, who shall be required to make good any loss, but shall not participate in any profit on such re-sale. The amount due by such defaulter shall be recovered as a revenue demand.

Conditions.

(1) Bamboos may be cut and removed throughout the whole block.

(2) In cutting green bamboos not less than eight bamboos per clump must be left uncut, and the bamboos cut must be within 6 feet of the ground.

(3) The contractor shall issue permits and chits, supplied by the Forest Department. Any bamboos removed without such permits and chits shall be liable to seizure by any Forest Officer, and the contractor shall have no claim for compensation.

(4) The felling of green bamboos must be commenced on one side and proceeded on regularly by blocks of about 300 acres, and not, on any account, throughout the whole area simultaneously.

(5) The contractor shall be required to issue permits for bamboos to raiyats of neighbouring villages, at not more than the seigniorage rates, for their own use but not for sale.

The seigniorage rates are as follows :—

	Rs.	a.	p.
Cart-load	2	8	0
Head-load	0	2	0

In cases of disputes as regards the number of bamboos per head or cart-load removed by raiyat the District Forest Officer's order shall be accepted by the contractor, and no claim for compensation shall be made.

(6) The contractor should maintain a register showing the daily issue of permits for cart-loads and head-loads and an extract from which must be sent to the Range Office at the close of every month with duplicates of permits issued by him.

(7) The successful purchaser shall pay the accepted bid amount in four equal instalments before the close of June 1898.

(8) The contractor shall further deposit in the Government Savings Bank a sum of Rs. 100, pledged to the District Forest Officer, as security for the due fulfilment of the contract.

(9) No charcoal should be burnt in the forests.

(10) The sale shall be subject to the confirmation of the District Forest Officer.

(11) If the contractor fails to act up to any or all of the above conditions he will be liable to the penalties and the compensation which the law permits.

(12) For further particulars apply to the Range Officer, Kakankote.

(13) No paid licenses will be issued either by the Forest or Revenue Department to cut bamboos in the State and District Forests of Kakankote and Metikuppe until the termination of the contract.

SCHEDULE.

Name of Forest.	Area of the proposed block.	Boundaries.
Kakankote State Forest.	About ½ square mile.	North—Chigurkere halla. South—Buradikatte block line. East—Chigur tittu. West—District demarcation line.

Notice, dated 7th December 1897.

About 533 cart loads of cattle manure, collected in the State Forests of Gundal Range, Mysore district, will be sold by public auction by the District Forest Officer, Mysore district, at the places and on the dates noted below :—

Name of forest.	Quantity.	Place.	Date.
Bandipur	About 213 c. lds.	Gundlupet ...	15th January 1898.
Chamrajnagar	do 320 do	Chamrajnagar..	17th do

N. B.—TERMS OF SALE:—*Vide* Government Notification No. 15229—R. F. 155-92, dated 15th March 1895, which will be read out at the time of sale.

T. ABDUL KARIM, *Dt Ft. Officer, Mysore Dt.*

JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

Addendum, dated 9th December 1897.

In the Consolidated Rules regulating the practice of the Chief Court, dated the 1st day of July 1897, under the head "Appeals from Decrees and Orders" after para 20, insert the following rules, the existing paras 21 and 22 being numbered 23 and 24.

21. When a memorandum of objections is filed by a respondent under Section 561, or when objections are taken to findings under Section 567, Civil Procedure Code, the party filing such objections should certify to the Court that due notice of the same has been given to the other side.

22. Such notice may be sent by the party or his Advocate to the opposite party or the Advocate representing him, by post under a registered cover.

Addendum, dated 13th day of December 1897.

The Chief Court directs that the following paras be added to the Rule of Practice No. 89, dated 15th December 1896.

3. The unused stamps, for which no refund has been claimed within three months from the date of the passing of the judgment or order in the suit or other proceeding, shall be destroyed by, or in the presence of, the Presiding Officer of the Court concerned.

4. As regards unused stamps, in suits or other proceedings already disposed of, a notice shall be published in the *Mysore Gazette* by the Presiding Officer of the Court concerned, fixing three months' time within which application may be made for the refund of the value of such stamps, and after the lapse of the said period, the stamps shall be destroyed by, or in the presence of, the Presiding Officer of the Court.

By Order,

V. A. RAJARATNA MUDALIAR, *Registrar.*